

PRESIDENTIAL DECREE ON ORGANISATION AND DUTIES OF THE NUCLEAR REGULATORY AUTHORITY

Presidential Decree No: 95

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PART ONE

Initial Provisions

Purpose

ARTICLE 1- (1) The purpose of this Presidential Decree is to regulate the procedures and principles regarding the establishment, functioning, duties, powers and responsibilities of the Nuclear Regulatory Authority, its organisation and personnel.

(2) Activities related to nuclear energy and ionizing radiation and persons, facilities, devices and substances related to these activities are within the scope of this Law.

Definitions

ARTICLE 2- (1) In the implementation of this Presidential Decree the terms used herein shall have the following meaning:

- a) Ministry: the Ministry of Energy and Natural Resources,
- b) President: the President of Nuclear Regulatory Authority,
- c) Presidency: Presidency of the Nuclear Regulatory Authority,
- ç) Regulatory Control: Within the scope of the Nuclear Regulatory Law dated 5/3/2022 and numbered 7381, the regulation, evaluation, authorisation and inspection activities carried out by the Nuclear Regulatory Authority and the implementation of sanctions,
- d) Board: the Nuclear Regulatory Board,
- e) Authority: the Nuclear Regulatory Authority,
- f) Authorised person: Real or legal person, to whom a license, permit or authorisation certificate has been given by the Authority for the execution of an activity within the scope of Law No. 7381.

PART TWO

Organisation, Duties and Authorities

Organisation

ARTICLE 3- (1) In order to protect workers, public, environment and future generations from the possible harmful effects of radiation during the conduct of activities related to nuclear energy and radiation, and to fulfil the duties given by the Law No. 7381, this Presidential Decree and other relevant legislation, the Nuclear Regulatory Authority, whose short name is "NDK", has been established as a public legal and administrative entity. The headquarters of the Authority is in Ankara. The ministry with which the Authority is associated is the Ministry of Energy and Natural Resources.

(2) The Authority consists of the Board and the Presidency.

(3) The Authority independently fulfils and uses the duties and powers given to it by Law No. 7381, this Presidential Decree and other relevant legislation. Authority decisions must not be subject to expediency control. No organ, authority or person can give orders or instructions to influence the decisions of the Authority.

(4) The Authority freely uses its financial resources allocated to it within the framework of the procedures and principles specified in the relevant legislation.

Activities, topics and areas to be regulated by the Authority

ARTICLE 4- (1) The Authority shall regulate the following activities, topics and areas:

- a) Radiation protection of workers, public, environment and future generations,
- b) Safety, security and nuclear safeguards in the activities regarding nuclear energy and radiation,
- c) All activities related to the building, operation, decommissioning and closure of nuclear installations, radiation facilities and radioactive waste facilities,
- ç) Extraction, production, transportation, storage, export, import, trade, possession, transfer, processing, reprocessing and use of nuclear materials,
- d) Production, transportation, storage, export, import, trade, possession, transfer, use, installation, modification, dismantling, maintenance and repair of radiation sources,
- e) The possession, transfer, processing, transportation, storage, export, import and disposal of radioactive wastes,
- f) Export and import of substances, materials, equipment, systems, components or related technology determined by the Authority within the scope of nuclear safeguards,
- g) Radiation emergency management,
- ğ) The qualifications and training of the personnel related to the activities within the scope of its duties and authorities,
- h) Other issues, areas and activities that fall under the scope of its duties and authorities and to be determined by the Board.

The Duties and Authorities of the Authority

ARTICLE 5- (1) The duties and authorities of the Authority are:

- a) To determine the strategy, goals and working principles of the Authority,
- b) To carry out regulatory operations regarding issues within the scope of its duties and authorities,
- c) To grant authorisations; to define and modify the technical, legal, administrative and financial scope and conditions of the authorisations; to restrict, suspend, end, revoke the granted authorisations; to determine and modify the term of the authorisations; to review and assess the information and documents submitted to the Authority for or after the authorisation; to define and modify the conditions of the granted authorisation in view of the concluded evaluations,
- ç) To inspect or examine on-site of the activities or authorised persons before and after the authorisation,
- d) To request and evaluate all kinds of required information and documents from the persons who apply to the Authority for authorisation and are authorised, to use this information and documents in compliance with the confidentiality requirements,
- e) To determine the issues that require approval within the scope of safety, security, nuclear safeguards and radiation protection, to give approval and to bring compliance criteria when necessary,

f) To request the authorised person to carry out an assessment on safety, security, and nuclear safeguards and to request from the authorised person, under the condition of having financial responsibility and legal liability, to take additional measures according to the results of the assessment,

g) To carry out works and procedures related to administrative sanctions within the scope of Law No. 7381,

ğ) To determine whether the authorised persons have fulfilled their obligations related to the insurance or financial guarantee for nuclear liability and related to the special accounts of radioactive waste and decommissioning,

h) To establish and operate the national radiation sources recording system, national dose registry system, national nuclear material accounting and control system,

ı) To conduct the national radiation monitoring activity or to have it conducted,

i) To co-operate with the institutions and organisations of other countries and international organisations, to participate in joint activities or to co-ordinate the activities carried out with these organisations within the scope of its duties and authorities,

j) To inform relevant national or international organisations about extraordinary events,

k) To have carried out research and development activities in the field of safety and security necessary to support its regulatory activities,

l) To exchange information, co-operate and communicate directly with public and private institutions and organisations, non-governmental organisations and the public,

m) To determine regulatory activities, decisions and opinions to be sent to national and international institutions and organisations, and to be disclosed to the public,

n) To request all kinds of necessary information and documents related to a subject from all natural and legal persons including public institutions and organisations and/or to examine them,

o) To determine the training programs for radiation protection for the personnel who take part in the activities of the authorised persons and determined by the Authority, to ensure that training is given, to carry out the works and procedures related to examination and certification,

ö) To co-operate with the Disaster and Emergency Management Authority and relevant institutions and organisations in the management of radiation emergencies that may occur as a result of activities not under regulatory control.

(2) The Authority co-operates with other authorised institutions and organisations in terms of emergency planning and response, the health of the public and employees, protection of the environment, legal responsibility in the nuclear field, water use and food consumption, land use and planning, transportation of dangerous goods and other areas of which it is a stakeholder, in terms of safety and security, and gives advice to institutions and organisations.

PART THREE

Duties and Responsibilities Regarding Co-ordination

Duties and Responsibilities Regarding Co-ordination

ARTICLE 6- (1) The following duties and responsibilities for ensuring safety and security during the execution of activities within the scope of Law No. 7381, this

Presidential Decree and other relevant legislation are fulfilled by relevant institutions and organisations:

a) Necessary co-operation and support regarding the security of nuclear facilities, radioactive waste facilities and radioactive materials are provided by the Ministry of Foreign Affairs, the Ministry of Interior, the Ministry of National Defense, the Presidency of the National Intelligence Organization and other relevant institutions and organisations. For nuclear power plants and radioactive waste facilities, the co-ordination within this scope is carried out by the Ministry,

b) Off-site security of nuclear facilities and nuclear materials is carried out by the Ministry of Interior with the support of authorised persons and relevant public institutions and organisations. In case of unexpected inadequacies regarding the on-site safety of the nuclear facility and nuclear materials, whose responsibility belongs to the authorised person, and upon the request of the authorised person or the Authority, the Ministry of Interior takes the necessary temporary measures to ensure on-site security,

c) The minimum requirements for radiation sources and equipment used for medical purposes, quality, market surveillance and inspection, and the issues related to the protection of patients and their companions from radiation are regulated by the Ministry of Health, with the approval of the Authority,

ç) The format of the radiological effects sections of the environmental impact assessment report is determined by the Ministry of Environment, Urbanization and Climate Change, with the approval of the Authority,

d) Issues regarding on-site management of radiation emergencies are regulated by the Authority, and issues regarding off-site management are arranged by the Disaster and Emergency Management Presidency, with the approval of the Authority. Authorised persons and relevant public institutions and organisations act in co-operation in the management of off-site emergencies to be carried out under the co-ordination of the Disaster and Emergency Management Presidency,

e) In the transport of radioactive materials; safety and security issues are regulated by the Authority, and other issues are regulated by the Ministry of Transport and Infrastructure, with the approval of the Authority,

f) Matters related to radiation controls at the entry points of the country. It is regulated by the Ministry of Commerce with the approval of the Authority. The authority provides technical evaluation support for radioactive materials detected in radiation controls,

g) Disaster and Emergency Management Presidency, Turkish Energy, Nuclear and Mineral Research Agency and related institutions and organisations act in co-operation with the Authority within the scope of fulfilling obligations arising from international agreements and contracts regarding radiation emergencies,

ğ) Radon accumulation in buildings, radioactivity in building materials and drinking and utility water, radiation that may be exposed due to activities carried out in underground and aboveground workplaces such as hot springs, caves, mines, natural radiation exposure situations such as radiation to which flight personnel are exposed, related public institutions and It is arranged by the institution by taking the appropriate opinion of the Authority. The authority has power to determine special conditions in terms of radiation protection related to these situations and to inspect compliance with these conditions.

PART FOUR

Nuclear Regulatory Board

Nuclear Regulatory Board

ARTICLE 7- (1) The Board is the decision making body of the Authority and consists

of five members appointed by the President, one of whom is the President and the other is the Second-Chairman. The President appoints the President and the Vice President along with the appointment.

(2) In case the membership becomes vacant for any reason, an appointment is made to the vacant membership within two months at the latest, within the framework of the principles set forth in this article. Persons appointed in this way complete the term of office of the member they are appointed to replace. Those who are unable to perform their duties for more than six months due to serious illness, accident or any other reason, who do not attend three consecutive Board meetings or five Board meetings in a calendar year without any excuse, excluding valid excuses such as duty, leave or illness, meet the requirements for their appointment. Members of the Board, whose disappearance is determined by the Board or whose conviction for the crimes they have committed in connection with their duties has become final, shall be deemed to have withdrawn from their duties. The Board notifies this situation to the Ministry.

Prohibitions

ARTICLE 8- (1) Members of the Board may publish for scientific purposes, give lectures and conferences, and receive the royalties arising from these, as well as the tuition and conference fees, in a way that does not hinder their essential duties. However, unless it is based on a special law, he must not take on any official or private duty other than the execution of his official duties at the Authority, must not be a manager in associations, foundations, co-operatives and similar places, must not engage in trade, engage in self-employment activities, must not work in partnerships or organisations in the sector and field that the Authority is authorised to regulate and supervise. must not be a shareholder, must not act as an arbitrator or expert.

(2) Members of the Board are obliged to assure and declare that their spouses, adopted children, relatives up to the third degree, and relatives up to the second degree are not shareholders in the organisations that the Authority is responsible for organizing and supervising, starting from the date they take office. A member who does not act in accordance with this paragraph within thirty days from the date of taking office shall be deemed to have withdrawn from membership.

(3) The members of the Board and the personnel of the Authority must not disclose the confidential information they have learned during their duties to anyone other than those authorised in accordance with this Presidential Decree and special laws, and must not use them for their own benefit or for the benefit of others. This obligation continues even after leaving office. Persons and organisations from whom the Authority purchases goods, services and consultancy services and their employees are also subject to the provision of this paragraph.

(4) Those who make a contract with the Authority to carry out services such as consultancy or advocacy through the purchase of services are obliged to notify the Authority of this situation in case they do other work related to the field of activity of the Authority during the contract period. If the Authority decides that these works will cause inconvenience, it terminates the service or mandate contract.

The duties and authorities of the Board

ARTICLE 9- (1) The duties and authorities of the Board are:

a) To issue regulations regarding activities covered by Law No. 7381, this Presidential Decree and other relevant legislation, and to take decisions regarding other regulatory transactions, authorisations and approvals,

b) To determine strategy on subjects related to the field of duty of the Authority and to accept the strategic plan of the Authority,

c) To decide on the personnel policy of the Authority,

ç) To approve the annual activity report and annual budget of the Authority and to decide on transferring between budget items when deemed necessary,

d) To decide on the subjects of participation in international organisations related to the duty field of the Authority, payments to these organisations, and contributing to the projects about the duty field of the Authority performed by these institutions and the international organisations that are members of the Republic of Türkiye,

e) To decide on the co-operation to be made with the institutions and organisations of other countries related to the duty and jurisdiction of the Authority,

f) Determining process and service fees,

g) To decide on transactions related to the receivables, rights and debts of the Authority with third parties, when necessary, to decide on compromise, acquit, cancellation and arbitration,

ğ) To decide to abandon the litigation and enforcement proceedings that are not deemed beneficial in the follow-up or transfer to the higher judicial authorities,

h) To decide on the purchase, acquisition, sale and lease of immovable property to the Authority,

ı) To perform other duties assigned by Law No. 7381.

(2) The Board; Among the duties, authorities and authorisations given to the Board by Law No. 7381, it may delegate its powers to the President, except for the authorisation of nuclear facility, radiation facility and radioactive waste facilities and the approval of the site where these facilities will be established.

Working principles of the board

ARTICLE 10- (1) The Board shall conduct meetings at least once a week with an agenda. The meeting agenda determined by the President shall be delivered to the members at least two working days before the meeting. The issues that are not included in the agenda of the meeting may be raised by the President. The President calls the Board to convene in urgent cases. The Board convenes with at least three members and makes decisions with at least three members' votes in the same direction. Members shall not cast abstaining vote. The Board may invite the personnel of the Authority or other persons who are not assigned in the Authority, that participations to meeting are considered to be useful by the Board, to receive opinions on subjects that require expertise in case of need in the meetings.

(2) Board members; must not participate in the meeting and voting on matters related to themselves, their spouse, their adopted children and their relatives by blood, including third degree, and in-laws, including second degree.

(3) The working procedures and principles of the Board are determined by the Authority with a regulation.

PART FIVE

Presidency Organisation

Presidency

ARTICLE 11- (1) The Presidency consists of the President, two vice presidents and the service units.

President

ARTICLE 12- (1) The President is responsible for the general management and representation of the Authority. The Chairman of the Board is also the President of the Authority. The duties and powers of the President are:

a) To determine the agenda, day and time of the meetings of the Board, to manage the meetings, to give the final form to the suggestions from the service units, and to submit these suggestions to the Board,

b) To ensure the preparation of the strategic plan, annual activity report, annual budget, financial statements and other related reports of the Authority, and to submit the related documents to the Board,

c) To make distribution of tasks among the vice-presidents, to ensure the efficient and harmonious operation of service units, to solve the duty and authority issues between the service units of the Authority, to assign additional duties, authorities and responsibilities to the service units, when necessary, within the scope of Law No. 7381 and other relevant legislation,

ç) To determine the performance criteria of the personnel of the Authority, excluding the member of the Board and to evaluate the performance of the personnel of the Authority according to these criteria,

d) To make assignments of personnel,

e) To ensure that the decisions of the Board are fulfilled and to follow-up its implementation,

f) To provide public access to reports on the activities of the Authority, without prejudice to national security, safety, trade secret and protection of the personal data,

g) To give information or statement to the press and media organs on behalf of the Authority,

ğ) To ensure the implementation of the Authority's budget,

h) To carry out relations with other institutions and organisations,

ı) To ensure the fulfilment of the obligations under the international agreements within the field of duty of the Authority,

İ) To take necessary measures, including the temporary suspension or restriction of all or part of the authorised activity, in cases where the safety or security gets into danger or may be at risk, and where the delay of intervention is regarded as inconvenient,

j) To perform other duties related to the management and operation of the Authority.

(2) In the absence of the President for any reason, the Second-chairman shall act as the President. In the absence of the President and the Second-chairman, a member of the Board determined by the Board to fulfil the duties of the Board, and the Vice President designated by the President to perform the duties of the President, shall deputize to the President.

Vice-Presidents

ARTICLE 13- (1) Two Vice-Presidents may be appointed to assist the President in his duties related to the Presidency. The units that the vice presidents will be responsible for are determined by the President.

Service Units

ARTICLE 14- (1) The Authority consists of the following service units:

a) Department of Nuclear Facilities,

b) Department of Radiation Applications,

c) Department of Security and Safeguards,

ç) Department of Radiation Protection,

d) Department of Inspection,

e) Department of External Relations,

f) Department of Legal Services,

- g) Department of Strategy Development,
- ğ) Department of Support Services,
- h) Media and Public Relations Consultancy,
- ı) Board Services Directorate.

(2) In order to fulfil the duties assigned to the service units, group presidencies may be established, the number and distribution of which is determined by the decision of the Board.

(3) Where deemed necessary, units affiliated with the centre may be established by the decision of the Board regarding the activities falling within the scope of the Authority's duty and authority.

Department of Nuclear Facilities

ARTICLE 15- (1) The duties and powers of the Department of Nuclear Installations are as follows:

- a) To carry out the necessary works and procedures regarding notification, authorisation and approval for the implementation of regulatory control in order to ensure safety in nuclear installations,
- b) To determine the procedures and principles of the service to be purchased from private law legal entities for the third party surveillance of the activities determined by the Authority, including the inspection of structures, by legal entities authorised for nuclear facilities, and to determine the activities, powers and responsibilities of these persons and to carry out the works and procedures related to the authorisation of the persons who will provide services in this field,
- c) To carry out the work and procedures regarding the authorisation of the manufacturers of the equipment determined by the Authority and other persons who will serve the authorised persons,
- ç) To carry out the works and procedures regarding the authorisation of the personnel to work in the duties determined by the Authority, in the matters falling within its scope of duty and authority,
- d) To follow up the fulfilment of the obligations related to insurance or guarantee regarding legal liability and special accounts in the nuclear field,
- e) To carry out the works and procedures related to the removal of regulatory control in matters falling within its scope of duty and authority,
- f) To carry out a safety assessment regarding the findings that are not positively closed by the Department of Inspection in matters falling within its scope of duty and authority, to identify the non-conformities and to carry out the works and procedures related to these,
- g) To determine the issues that may require administrative sanctions in matters falling within its scope of duty and authority, to carry out the works and procedures related to administrative sanctions in co-ordination with the Department of Legal Services,
- ğ) To perform other duties assigned by the President.

Department of Radiation Applications

ARTICLE 16- (1) The duties and powers of the Department of Radiation Applications are as follows:

- a) To carry out the necessary works and procedures regarding notification and authorisation for the implementation of regulatory control in order to ensure safety and security related to the production, use, possession, maintenance and repair activities of radiation sources,

b) To carry out the necessary works and procedures regarding notification, authorisation and approval for the implementation of regulatory control in order to ensure safety in radiation facilities,

c) To follow up the fulfilment of the obligations regarding special accounts,

ç) To carry out the works and procedures regarding the authorisation of the personnel to work in the duties determined by the Authority, in the matters falling within its scope of duty and authority,

d) To establish, operate and develop the national radiation sources registration system, to keep and maintain records related to radiation sources in co-ordination with the relevant service units,

e) To carry out the works and procedures related to the removal of regulatory control in matters falling within its scope of duty and authority,

f) To carry out a safety assessment regarding the findings that are not positively closed by the Department of Inspection in matters falling within its scope of duty and authority, to identify the non-conformities and to carry out the works and procedures related to these,

g) To determine the issues that may require administrative sanctions in matters falling within its scope of duty and authority, to carry out the works and procedures related to administrative sanctions in co-ordination with the Department of Legal Services,

ğ) To perform other duties assigned by the President.

Department of Security and Safeguards

ARTICLE 17- (1) The duties and powers of the Department of Security and Safeguards are as follows:

a) To carry out the necessary works and procedures regarding notification and authorisation for the implementation of regulatory control in order to ensure safety and security regarding the export, import, transportation and transit activities of radioactive materials,

b) To carry out the necessary works and procedures regarding notification and authorisation for the implementation of the regulatory control regarding the import and export of the substance, material, equipment, system, component or related technology determined by the Authority within the scope of nuclear safeguards,

c) To carry out the works and procedures related to the implementation of regulatory control in order to ensure safety in nuclear facilities, radiation facilities and radioactive waste facilities,

ç) To carry out nuclear safeguards activities at nuclear facilities and other relevant places, to establish, operate and develop the national nuclear material counting and control system,

d) To carry out the works and procedures related to the authorisation of the personnel to work in the duties determined by the Authority, in the matters falling within its scope of duty and authority,

e) To inspect or examine on-site of the activities and authorised persons in the field of security and nuclear safeguards,

f) To accompany the International Atomic Energy Agency in nuclear assurance inspections, to co-ordinate the inspections in question,

g) To carry out the works and procedures related to the removal of regulatory control in matters falling within its scope of duty and authority,

ğ) To carry out a safety assessment regarding the findings that are not positively closed by the Department of Inspection in matters falling within its scope of

duty and authority, to identify the non-conformities and to carry out the works and procedures related to these,

h) To determine the issues that may require administrative sanctions in matters falling within its scope of duty and authority, to carry out the works and procedures related to administrative sanctions in co-ordination with the Department of Legal Services,

i) To perform other duties assigned by the President.

Department of Radiation Protection

ARTICLE 18- (1) The duties and powers of the Department of Radiation Protection are as follows:

a) To carry out the necessary works and procedures regarding notification, authorisation and approval for the implementation of regulatory control in order to ensure safety in radioactive waste facilities,

b) To determine the procedures and principles of the service to be purchased from private law legal entities for the third party surveillance of the activities determined by the Authority, including the inspection of structures, by legal entities authorised for radioactive waste facilities, and to determine the activities, powers and responsibilities of these persons and to carry out the works and procedures related to the authorisation of the persons who will provide services in this field,

c) To carry out the works and procedures regarding the authorisation of legal persons determined by the Authority, who will provide training on radiation protection to the personnel who will take part in the activities, and natural and legal persons who will provide services for radiation protection,

ç) To determine compliance criteria for activities that may affect the protection of employees, the public, the environment and future generations from radiation, and to carry out work and procedures related to approval,

d) To determine the radiation dose limits that can be exposed due to all kinds of activities that involve the risk of exposure of employees, the public, the environment and future generations to radiation,

e) To determine the training programs for radiation protection, to provide training, to carry out or have the work and procedures related to examination and certification,

f) To carry out or ensure the execution of the national radiation monitoring activity and to co-operate with the relevant institutions and organisations for the conduct of radiation control activities,

g) To inform relevant national or international organisations about extraordinary events,

ğ) To establish, operate and develop the national central dose registration system, to follow the dose records in the system, to examine and inspect the institutions where radiation workers work in co-ordination with the relevant service units when necessary,

h) To issue opinions to the relevant service units on the clearance and release of radioactive materials and to monitor,

i) To carry out the works and procedures related to the authorisation of the personnel to work in the duties determined by the Authority, in matters falling within its scope of duty and authority,

ı) To carry out the works and procedures related to the removal of regulatory control in matters falling within its scope of duty and authority,

j) To co-operate with the Disaster and Emergency Management Presidency and relevant institutions and organisations in co-ordination with the relevant service units in the management of radiation emergencies,

k) To carry out a safety assessment regarding the findings that are not positively closed by the Department of Inspection in matters falling within its scope of duty and authority, to identify the non-conformities and to carry out the works and procedures related to these,

l) To determine the issues that may require administrative sanctions in matters falling within its scope of duty and authority, to carry out the works and procedures related to administrative sanctions in co-ordination with the Department of Legal Services,

m) To perform other duties assigned by the President.

Department of Inspection

ARTICLE 19- (1) The duties and powers of the Department of Inspection are as follows:

a) To inspect or examine on-site of the activities and authorised persons before or after the authorisation,

b) To prepare annual inspection programs regarding inspection activities in co-ordination with the relevant departments,

c) To carry out the works and procedures related to the implementation of administrative sanctions in matters falling within its scope of duty and authority, in co-ordination with the relevant service units. To carry out the works and procedures related to administrative sanctions in matters that do not require co-ordination with the relevant service units, in co-ordination with the Department of Legal Services,

ç) To receive technical support services from specialised public institutions and organisations, private law legal entities and real persons, within the scope of the inspection and on-site examination, in order to conduct the examination, research, determination and reporting in a way that will not be binding on the Authority in terms of results,

d) To inform the authorised person about the findings determined as a result of the inspection activities, to follow up the works and procedures of the authorised person regarding the findings, to report the findings that are not closed positively to the relevant service units and to carry out the works and procedures stipulated in the relevant legislation in co-ordination,

e) To carry out the works and procedures for the authorisation of the inspector of the Authority,

f) To perform other duties assigned by the President.

Department of External Relations

ARTICLE 20- (1) The duties and powers of the Department of Nuclear External Relations are as follows:

a) To carry out the works and procedures related to co-operation with the institutions and organisations of other countries and international organisations on the matters falling within the scope of duty and authority of the Authority, and to ensure internal co-ordination in the meetings to be held with these organisations,

b) To organize, support or participate in scientific meetings such as national and international congresses and seminars, to co-operate with relevant domestic and foreign institutions, to participate in joint studies or to co-ordinate the activities carried out with these organisations,

c) To provide or have the translation and interpreting services required by the Authority made,

ç) To carry out the works and procedures related to the bilateral and multilateral agreements and contracts to which the Authority is a party,

d) To follow up and co-ordinate the implementation of bilateral co-operation agreements signed with regulatory agencies of other countries,

e) Carrying out the works and procedures regarding the signing of co-operation protocols with other institutions and organisations in order to co-operate on the issues falling within the scope of duty and authority of the Authority, to follow the protocols signed with other public institutions and organisations and to co-ordinate their implementation,

f) To follow up the works and procedures related to membership to international organisations, dues and similar payments to be made to these organisations in matters falling within the scope of the duty and authority,

g) To carry out the works and procedures related to the overseas assignments of the personnel of the Authority and the transportation and accommodation of the personnel assigned abroad,

ğ) To perform other duties assigned by the President.

Department of Legal Services

ARTICLE 21- (1) The duties and powers of the Department of Legal Services are as follows:

a) To represent the Authority in order to follow up, defend and resolve transactions to which the Authority is a party or any dispute regarding the Authority in judicial and administrative authorities, internal and external arbitration proceedings and enforcement offices,

b) To co-ordinate, monitor and supervise the proceedings related to litigation and enforcement proceedings and arbitration that the Authority will represent through service procurement,

c) To carry out the works and procedures regarding the application of legal remedies such as filing a lawsuit and filing a criminal complaint, if assigned by the President,

ç) To submit a proposal to the Board regarding the abandonment of litigation and enforcement proceedings, which are not deemed beneficial in their follow-up or transfer to higher-level judicial authorities,

d) To monitor the cases according to their hearings and to inform the President and the Board about their progress, if requested,

e) To carry out the works and procedures regarding the receivables, rights and debts of the Authority with third parties,

f) To examine the compliance of the regulatory transactions of the Authority and their compliance with the legislation, to participate in the preparation of the drafting of the regulatory act,

g) To give an opinion on the needed issues and regulatory action drafts,

ğ) To carry out the works and procedures related to the implementation of administrative sanctions under the co-ordination of the relevant service units,

h) To perform other duties assigned by the President.

Department of Strategy Development

ARTICLE 22- (1) The duties and powers of the Department of Strategy Development are as follows:

a) To carry out the work and procedures related to the determination of the strategy, target and working principles of the Authority,

b) To co-ordinate the processes regarding the medium and long-term strategic goals and objectives of the Authority in co-ordination with the relevant service units within the scope of the strategic plan studies and to prepare the strategic plan of the Authority,

c) Establishing a performance and efficiency-based management system in the Authority, determining job descriptions and work and procedures flows, carrying out or getting work done for the development and improvement of business processes,

ç) To draft the personnel policy of the Authority, to make the workforce planning,

d) To prepare the budget proposal in accordance with the strategic plan of the Authority,

e) To prepare reports on the performance, financial situation, annual activities and needed issues of the Authority,

f) To prepare the financial reports and final account of the Authority,

g) To carry out the procedures regarding the budget, annual business plan, income-expenditure final accounts, annual activity report and other reports of the Authority, and to carry out the works and procedures regarding transferring between the budget items when necessary,

ğ) To prepare the annual report of the previous financial year, containing consolidated income statements, balance sheets and comprehensive financial statements based on annual activities, and to send it to the relevant places for information until the end of April of the next year at the latest, and to carry out the procedures related to the release of the budget,

h) To carry out procedures regarding the collection and follow-up of the Authority's revenues, to manage and preserve the cash assets of the Authority,

ı) To carry out works and procedures related to the determination of service and transaction costs in co-ordination with the relevant service units,

ı) To ensure that the expenditures of the Authority are carried out within the framework of the approved budget and in accordance with the expenditure procedures and principles,

j) To carry out the procedures regarding the chart of accounts, accounting records and other accounting services of the Authority,

k) To keep and publish statistical information about the works falling within the scope of the Authority's duties,

l) To ensure the implementation of the legislation on financial issues,

m) To carry out works and procedures regarding the follow-up and collection of administrative fines,

n) To establish or have the IT infrastructure installed so that the service units of the Authority can operate effectively, and to carry out the necessary works and procedures for the establishment and operation of information systems,

o) To carry out the works and procedures related to the internet activities of the Authority in co-ordination with the relevant service units,

ö) To carry out the procedures regarding information requests from public institutions in co-ordination with the relevant service units,

p) Public Financial Management and Control Law No. 5018 dated 10/12/2003 and Article 15 of the Law on Amendments to the Public Financial Management and

Control Law No. 5436 of 22/12/2005 and Some Laws and Decrees, and other legislation to perform other duties assigned to strategy development and financial services units within the scope of the project,

r) To perform other duties assigned by the President.

Department of Support Services

ARTICLE 23- (1) The duties and powers of the Department of Support Services are as follows:

a) To carry out the appointment, transfer, discipline, performance, promotion, retirement and similar transactions of the personnel,

b) To prepare and implement career and training plans for in-service training, training, productivity improvement and preparation of the personnel of the Authority for higher positions,

c) To prepare the necessary plans for training, training, increasing knowledge and experience, internship, training and specialisation of the personnel at home and abroad in services related to the Authority's field of duty, to ensure their implementation and to carry out the procedures related to their follow-up,

ç) To carry out the necessary works and procedures regarding the higher education students sent abroad in order to provide trained human resources to the Authority,

d) To make temporary assignments of the personnel outside the scope of duty of the service units,

e) To ensure that the financial resources of the Authority are used effectively and efficiently,

f) To carry out the works and procedures related to the purchase and leasing transactions within the framework of the technical specifications established for the purchases of all kinds of goods, services and consultancy requested by the service units, provided that the payments are made by the relevant service units,

g) To carry out the services related to the purchase, acquisition and rental of movable and immovable property and services needed for the services of the Authority,

ğ) To carry out the procedures related to taking and executing the security measures related to the service places of the Authority and arranging the entrances and exits to these places,

h) To plan and carry out the civil defense and mobilisation services of the Authority,

ı) To keep the records of the movable and immovable properties of the Authority,

i) To prepare the legislation regarding the communication, general documents, printing and publication and archive activities of the Authority, to carry out these activities and to ensure that other documents that must be kept in accordance with the legislation are protected in a regular filing system,

j) To carry out all kinds of maintenance, repair, construction, archive, health, social and similar services that the Authority needs,

k) To perform other duties assigned by the President.

Press and Public Relations Consultancy

ARTICLE 24- (1) The duties and powers of the Press and Public Relations Consultancy are as follows:

- a) To monitor, compile and evaluate the publications of the press related to the activities of the Authority, to respond to what the President deems necessary,
- b) To carry out the relations of the Authority with the press and broadcasting organisations,
- c) To inform the public on matters related to the field of activity of the Authority,
- ç) To take the necessary actions within the framework of the Law No. 4982 on the Right to Information dated 9/10/2003,
- d) To carry out the public relations activities of the Authority in co-ordination with the relevant service units,
- e) To ensure the preparation of visual, written and similar materials for the promotion of the Authority in co-ordination with the relevant service units,
- f) To perform other duties assigned by the President.

Board Services Directorate

ARTICLE 25- (1) The duties and powers of the Board Services Directorate are as follows:

- a) To prepare the agenda of the Board meeting, to complete the memorandum and annexes on the agenda items in co-operation with the relevant units and to distribute them to the members of the Board,
- b) To prepare the texts of the Board resolutions, to file and keep the resolutions, to approve the originality of the decision samples and to send them to the relevant units, to carry out the works and procedures regarding the decisions to be published in the Official Gazette,
- c) To make all kinds of correspondence belonging to the Board, to keep the archive, to ensure the relations of the Board members with the Authority's service units, to carry out administrative works and procedures and protocol services,
- ç) To perform other duties assigned by the President.

PART SIX

Personnel

Personnel

ARTICLE 26- (1) The main tasks and services required by the duties and authorities given to the Authority by this Presidential Decree and other legislation are carried out by the Professional staff consisting of the Nuclear Regulatory Specialists, the Nuclear Regulatory Assistant Specialists and other personnel. The personnel of the Authority are subject to the Civil Servants Law No. 657, dated 14/7/1965, except for the issues regulated in this Presidential Decree and other relevant legislation.

Positions

ARTICLE 27- (1) The personnel positions of the Authority are shown in the attached tables of positions (1) and (2). Providing that it does not exceed the total number of the positions in the mentioned table and it is limited to the already present titles of the positions or to the titles of the positions included in the tables of the Presidential Decree on General Personnel Positions and Procedures, the Board is authorised in matters pertaining to the changing of the classes, titles, tiers of the positions and the use of positions except the creation of presidency consultant position.

PART SEVEN

Miscellaneous, Provisional and Final Provisions

Revenues of the Authority

ARTICLE 28- (1) It is essential that the revenues of the Authority meet its expenses.

(2) The revenues of the Authority are as follows:

- a) Process and service fees,
- b) Publication and other revenues,
- c) Donations to be submitted to the Authority,
- ç) Revenues of movable or immovable properties of the Authority,
- d) Treasury grants from the general budget.

(3) The Authority must not accept donations in any way from persons subject to regulatory control.

Delegation of authority

ARTICLE 29- (1) The President and the director of the Presidency at all levels may delegate some of their powers to lower levels, provided that the limits are clearly defined and in writing. The delegation of authority does not remove the responsibility of the transferor.

Repealed provisions

ARTICLE 30- (1) Part fifty four of the Presidential Decree On Organization Of Affiliated, Related, Associated Institutions And Organizations With Ministries And Other Institutions And Organizations No: 4 and the articles 785, 786, 787, 788, 789, 790, 791 and 792 in this part have been repealed.

Transition Provisions

PROVISIONAL ARTICLE 1- (1) The current duties of the Chairman and members of the Board, who were in office on the effective date of this Presidential Decree, continue. The Chairman and members complete their remaining terms.

(2) Pursuant to this Presidential Decree, the provisions of the existing regulations and other regulatory acts that are not contrary to this Presidential Decree shall continue to be applied until a new regulation is made.

Enforcement

ARTICLE 31- (1) This Presidential Decree shall enter into force on the date of its publication.

Execution

ARTICLE 32- (1) The provisions of this Presidential Decree shall be executed by the President.